

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of

Ryosuke USUI, et al.

Application No.: 09/985,743

Filed: November 06, 2001



: Customer Number: 20277

: Confirmation Number: 4232

: Tech Center Art Unit: 2815

: Examiner: Lee, Eugene

For: SEMICONDUCTOR DEVICE HAVING ELEMENT ISOLATION TRENCH AND
METHOD OF FABRICATING THE SAME

NOTICE OF APPEAL
FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated February 13, 2006
of the Primary Examiner finally rejecting claims 1, 2, 6 and 18.

Appeal Fee: \$500.00

- Not required (fee paid in prior appeal in this application).
- Charge to Deposit Account No. 500417.
- Check Enclosed.

07/13/2006 HALI11 00000040 500417 09985743

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To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

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Date: July 11, 2006

**Please recognize our Customer No. 20277
as our correspondence address.**